

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ROME DIVISION

RENEE SCHROEDER, :
Plaintiff, : CIVIL ACTION
FILE NO. 4:14-CV-130-HLM
:
v. :
:
CALEB GILBERT, in his individual :
capacity, :
:
Defendant. :
:

DEFENDANT'S OBJECTIONS AND RESPONSES TO
PLAINTIFF'S REQUESTS FOR PRODUCTION

COMES NOW, Caleb Gilbert, in his individual capacity, Defendant in the above-styled case, and responds to Plaintiff's Requests for Production as follows:

GENERAL OBJECTIONS AND QUALIFICATIONS

1.

Defendant objects to each and every request to the extent said request, whether standing alone or taken in conjunction with any and all other requests, is calculated, or would operate, to annoy, embarrass, oppress, unduly burden or unduly cause expense to Defendant, or would be unduly vexatious or unduly burdensome to respond to, on the ground that said request exceeds the permissible scope of discovery under the Federal Rules of Civil Procedure.



2.

Defendant objects to each and every request to the extent said request requires Defendant to respond by acquiring or supplying information which would be irrelevant to the subject matter or issues of this action, and not reasonably calculated to lead to the discovery of admissible evidence, on the ground that said request exceeds the permissible scope of discovery under the Federal Rules of Civil Procedure.

3.

Defendant objects to each and every request to the extent said request requires Defendant to respond by waiving its attorney-client privilege, on the ground that said request exceeds the permissible scope of discovery under the Federal Rules of Civil Procedure.

4.

Without waiving or prejudicing its rights to assert these general objections or any other objections which may be set forth herein, and in a good faith effort to provide the information available to the Defendant at this stage of discovery, the Defendant will provide responsive and non-objectionable information now available to it with regard to certain of the requests at a time and place mutually agreed upon by counsel for the parties.

5.

Insofar as any of the requests seek information to which the foregoing general objections apply, specification of or failure to note particular general objections is not a waiver of those or other general objections with respect to any request.

REQUESTS FOR PRODUCTION

1.

Produce a copy of the arrest warrant affidavit you submitted to the DeKalb County Magistrate Court to secure an arrest warrant for Renee Schroeder.

RESPONSE

The requested arrest warrant affidavit is attached.

2.

Produce a copy of the arrest warrant issued by the DeKalb County Magistrate Court for the arrest of Renee Schroeder.

RESPONSE

The requested arrest warrant is attached.

3.

Produce the video recording of the arrest of Renee Schroeder identified in your Initial Disclosures.

RESPONSE

A DVD containing the video recording of the traffic stop and arrest is attached.

4.

Produce copies of any documents identified in your Initial Disclosures.

RESPONSE

The City of Dunwoody Incident / Investigation Report, including Reporting Officer Narrative, and the DVD containing the video recording of the traffic stop and arrest is attached.

5.

Produce any other documents you contend are relevant to Plaintiff's claims or to the defenses asserted in your Answer to Plaintiff's complaint.

RESPONSE

Please see the attached. Defendant reserves the right to supplement its response to this request.

6.

Produce any insurance policy, indemnification agreement, or other agreement whereby any third party has agreed to pay any portion of judgment against you in this case.

RESPONSE

Please see the attached.

Respectfully submitted, this 22nd day of September, 2014.

CAROTHERS & MITCHELL, LLC

/s/ Amy B. Cowan

RICHARD A. CAROTHERS
Georgia Bar No. 111075
AMY B. COWAN
Georgia Bar No. 159003
Attorneys for Defendant Caleb Gilbert

1809 Buford Highway
Buford, GA 30518
(770) 932-3552

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ROME DIVISION

RENEE SCHROEDER,	:	
	:	CIVIL ACTION
Plaintiff,	:	FILE NO. 4:14-CV-130-HLM
	:	
v.	:	
	:	
CALEB GILBERT, in his individual capacity,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE AND COMPLIANCE WITH L.R.5.1B

I HEREBY CERTIFY that I have this date served a copy of the within and foregoing **DEFENDANT'S OBJECTIONS AND RESPONSES TO PLAINTIFF'S REQUESTS FOR PRODUCTION** upon all parties by depositing a copy in the United States mail, postage prepaid, addressed as follows:

Jeffrey R. Filipovits, Esq.
2900 Chamblee-Tucker Road
Building 1
Atlanta, GA 30341

I further certify pursuant to L.R. 7.1D that the above-titled document complies with L.R. 5.1B and was prepared using a 14 point Times New Roman font.

This 22nd day of September, 2014.

/s/ Amy B. Cowan

AMY B. COWAN

Georgia Bar No.159003

Attorneys for Defendant Caleb Gilbert

CAROTHERS & MITCHELL, LLC
1809 Buford Highway
Buford, Georgia 30518
(770) 932-3552

Involved in:
 Vehicle Accident
 Physical Altercation
 None

DEKALB COUNTY JAIL

ARREST INFORMATION RECORD

1. Do you have any health problems?
 Yes No
 2. Immediate referral to Medical?
 Yes No

NAME - LAST, FIRST, MIDDLE <i>Schreiter, Peter N.</i>			RACE	SEX	BIRTHDATE	HGT	WGT	HAIR	EYES	SKIN	POB
			W	M	<i>7/1/10</i>	5'7"	175	BLN	GRN	LGT	PA
ADDRESS <i>[REDACTED]</i>		CITY <i>[REDACTED]</i>				STA	PHONE NO.	PID			

OCCUPATION <i>-</i>		EMPLOYER - ADDRESS <i>-</i>				PHONE NO. <i>-</i>	
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ALIAS <i>-</i>		SOC SEC NO <i>[REDACTED]</i>				OLN		OLS	OLY
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DATE OF ARREST	TIME OF ARREST	ARRESTING OFFICER	BADGE NO	AGENCY
08/02/13	2138	C. Gilbert	1460	Dunwoody P.D.
REPORT NO		SECOND ARRESTING OFFICER	BADGE NO	AGENCY
		13005131		

OFFENSE CODE AOC	DATE OF OFFENSE DOO	M/F	CHARGE	CTS	WARRANT NUMBER	BOND
161330	08/02/13	F	(GCSA - possession of medication)	1	Pending	Pending
2						
3						

HOLDS						
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COUNTY / AGENCY		CHARGE		WARRANT NO.	PHONE NO.

CREDIT CARD/BANK ACCOUNT NO.			ARRESTING OFFICER SIGNATURE <i>C. Gilbert 1460</i>			
------------------------------	--	--	---	--	--	--

AGE	BUILD	HAIR TYPE - Receding, Bald, Curly, Kinky, Long, Dyed			
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MUSTACHE - BEARD - GOATEE		SCAR, MARK, TATTOO		SPEECH OR ACCENT	
---------------------------	--	--------------------	--	------------------	--

OUTSTANDING CHARACTERISTICS		VEHICLES		CLOTHING TYPE - UNIFORM, SPORT, WORK	
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MARITAL STATUS	SPOUSE		ADDRESS			PHONE NO.
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PARENTS			ADDRESS				PHONE NO.
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NOTIFY IN CASE OF EMER			ADDRESS				PHONE NO.
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ACCOMPlice			ADDRESS				PHONE NO.
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1	ADDRESS				PHONE NO.	
---	---------	--	--	--	-----------	--

2	ADDRESS				PHONE NO.	
---	---------	--	--	--	-----------	--

SIGNATURE OF ARRESTEE			PROCESSED BY				TIME
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FPC _____

GEORGIA, DEKALB COUNTY
STATE OF GEORGIA

WARRANT NO. 13-W-034538
CASE NO. dw13005131

Renee Nicole Schroeder
DOB: [REDACTED]

Race:W, Sex: Female, Height:5'04", Weight:95,
Hair:BLN (Blond), Eyes:GRN (Green)
Custody: Yes Location: County Jail

Prosecutor: C. C. Gilbert
41 Perimeter Center East, #100
Dunwoody, GA, 30346
Phone No: 678-382-6900
Badge No: 1460 Agency: Dunwood
Witness:

AFFIDAVIT

Personally appeared the undersigned prosecutor, C. C. Gilbert who, on oath, says that, to the best of the prosecutor's knowledge and belief, the above named accused, between 8/2/2013 9:38:00PM and 8/2/2013 9:38:00PM at Perimeter Center West/Crown Pointe Parkway, ATLANTA, GA, 30346, DEKALB, COUNTY did commit the offense of VGCSA Possession (Felony) in violation of O.C.G.A. 16-13-30(a) and against State of GEORGIA and the laws of the State of GEORGIA. The facts this affidavit for arrest is based on are said accused did possess Clonazepam, a IV Controlled Substance, in Violation of the Georgia Controlled Substances Act. Prosecutor makes this affidavit that a warrant may issue for the accused person's arrest.

Probable Cause:

Accused found in possession of drugs.

Sworn to and subscribed before me this 8/2/2013 11:43:38 PM

Judge: Howard Indermark
Magistrate Court of DEKALB COUNTY

8/2/2013 11:43:19 PM
Prosecutor: C. C. Gilbert
Agency: Dunwoody Police Dept.
Badge: 1460

STATE WARRANT FOR ARREST

STATE OF GEORGIA, COUNTY OF DEKALB: To the Chief of Police and Sheriff of County, any law enforcement officer thereof and to any Sheriff, Deputy Sheriff, coroner, Constable, Marshal or law enforcement officer of the State of GEORGIA authorized to execute warrants. GREETINGS: For sufficient cause made known to me in the above Affidavit, incorporated by reference herein, and other sworn or affirmed testimony establishing probable cause for the arrest of the Defendant named in the foregoing Affidavit, you are hereby commanded to arrest said Defendant charged by the Prosecutor therein with the offense against the laws of this State named in said Affidavit and bring him or her before me or some other judicial officer of this State to be dealt with as the law directs. HEREIN FAIL NOT.

This 8/2/2013 11:43:38 PM

Judge: Howard Indermark
Magistrate Court of DEKALB COUNTY

ORDER FOR BOND

IT IS HEREBY ORDERED that the above-named accused, Renee Nicole Schroeder, be and is hereby granted bail to be made with sufficient surety as approved by the Sheriff of DEKALB COUNTY in the amount of OTHER-JUDGE SETS, to assure the presence of said accused at arraignment, trial and final disposition in the Superior Court State Court of DEKALB COUNTY.

SPECIAL CONDITION OF BOND

Witness my hand and seal, this .

Judge:

Magistrate Court of DEKALB COUNTY

THE MAGISTRATE COURT OF DEKALB COUNTY

Warrant No#:

DEFENDANT'S WAIVER

I Hereby waive and relinquish my right to a committal hearing in this criminal matter pending against me. I have been advised of the charges and allegations, of the warrant issuing date and number.

I have been neither threatened nor promised reward in exchange for this waiver. I am not under the influence of alcohol or drugs. I understand the rights I am giving up and the right I am preserving.

[Redacted]
Defendant:

I am satisfied that defendant's Waiver was given freely and voluntarily and bind over this case at the same bond[or see bond below] on the charge(s) as stated on the reverse side of this page.

New bond: \$ See attached S/C form.

[Redacted]

Judge:
Magistrate Court of DEKALB COUNTY

SUBPOENA: PROSECUTOR:

Committal Hearing Disposition

CaseNo:dw13005131
WarrantNo:13-W-034538

This case is bound over at same bond on the stated charge upon Defendant's waived by

- Failure to appear
 Attorney:

Making Bond Prior to preliminary hearing

This case is dismissed

This case has been indicted, Superior Court Case No

[Redacted]
Attorney

Upon presentation of evidence, this case is bound over at the same bond , [or see bond below]

- on the stated charge
 on the felony charge of
 on the misdemeanor charge of

Agency Name <i>Dunwoody Police Department</i>		INCIDENT/INVESTIGATION REPORT						Case# <i>13-005131</i>			
I N C I D E N T D A T A M O V I C T I M O T H E R S I N V O L V E D P R O P E R T Y	ORI <i>GA 0447100</i>		Premise Type <i>Highway /road /alley</i>		Zone/Tract <i>30</i>		Date / Time Reported <i>08/02/2013 21:38 Fri</i>				
	Location of Incident <i>133 Perimeter Center West/crown Pointe Pkwy,</i>		Weapon / Tools <i>NOT APPLICABLE/NONE</i>				Last Known Secure <i>08/02/2013 21:38 Fri</i>				
	#1 Crime Incident(s) <i>Drug-barbiturate-possession</i> <i>3582</i>		F		Entry		Exit		At Found <i>08/02/2013 21:38 Fri</i>		
									Activity		
	#2 Crime Incident <i>Improper Lane Usage</i> <i>40-6-48</i>		M		Weapon / Tools				Activity		
					Entry		Exit		Security		
	#3 Crime Incident		()		Weapon / Tools				Activity		
					Entry		Exit		Security		
	MO										
# of Victims /		Type: SOCIETY/PUBLIC		Injury:		Domestic: N					
V	Victim/Business Name (Last, First, Middle)		Victim of Crime #		DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
	<i>State Of Georgia</i>		<i>1,2</i>		<i>Age</i>						
Home Address										Home Phone	
Employer Name/Address										Business Phone	Mobile Phone
VYR	Make	Model	Style	Color	Lic/Lis	VIN					
CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)											
Type: INDIVIDUAL(NON LE)										Injury:	
Code	Name (Last, First, Middle)				Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
<i>IO</i>	<i>BEAZER, DEVON OSWALD</i>				<i>[REDACTED]</i>	<i>[REDACTED]</i>	<i>B</i>	<i>M</i>		<i>Resident</i>	
Home Address										Home Phone	
Employer Name/Address										Business Phone	Mobile Phone
Type: INDIVIDUAL(NON LE)										Injury:	
Code	Name (Last, First, Middle)				Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
<i>IO</i>	<i>ANDRUSCAVAGE, ERICA</i>				<i>[REDACTED]</i>	<i>[REDACTED]</i>	<i>W</i>	<i>F</i>		<i>Resident</i>	
Home Address										Home Phone	
Employer Name/Address										Business Phone	Mobile Phone
1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown (“OJ” = Recovered for Other Jurisdiction)											
VI #	Code	Status Fru/Tc	Value	OJ	QTY	Property Description		Make/Model			Serial Number
<i>1</i>	<i>77</i>	<i>EVID</i>	<i>\$100.00</i>		<i>7</i>	<i>PILL BOTTLE CONTAINING 7 PILLS</i>		<i>CLONAZOPAM</i>			
	<i>02</i>	<i>I</i>	<i>\$5.000.00</i>		<i>1</i>	<i>2000 SIL. APJ3341 GA</i>		<i>HOND Civic U.s. E</i>			<i>IHGEJ8642YL016742</i>
Officer/ID# <i>GILBERT, C. (1460)</i>											
Invest ID# <i>(0)</i>						Supervisor <i>FURMAN, W. (1428)</i>					
Status	Complainant Signature			Case Status <i>Cleared By Arrest</i>		Case Disposition:				Page 1	
Printed By: DSIDES, Sys#: 26281 06/19/2014 07:19:12											

INCIDENT/INVESTIGATION REPORT

By: DSIDES, 06/19/2014 07:19

Dunwoody Police Department

Page 2

Case# 13-005131

Status Codes		Incident Details								
		1 = None	2 = Burned	3 = Counterfeit / Forged	4 = Damaged / Vandalized	5 = Recovered	6 = Seized	7 = Stolen	8 = Unknown	
D R U G S	IBR	Status	Quantity	Type Measure	Suspected Type			Up to 3 types of activity		

Assisting Officers

Suspect Hate / Bias Motivated:

Assisting Officers

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 13-005131

Dunwoody Police Department

Page 2

NARRATIVE

On August 2, 2013 at approximately 2138 hours I conducted a traffic stop concerning a silver Honda Accord displaying Georgia tag APJ3341. Said investigation was reference the vehicle failing to maintain a single lane of travel and swerving within its roadway. Concluding said investigation the front seat passenger was taken into custody reference VGCSA.

REPORTING OFFICER NARRATIVE

Dunwoody Police Department

OCA

13-005131

Victim <i>Society</i>	Offense <i>DRUG-BARBITURATE-POSSESSION</i>	Date / Time Reported <i>Fri 08/02/2013 21:38</i>
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On August 2, 2013 at approximately 2138 hours I conducted a traffic stop concerning a silver Honda Accord displaying Georgia tag APJ3341. Said investigation was reference the vehicle failing to maintain a single lane of travel and swerving within its roadway. This violation was observed on Perimeter Center West and Crown Pointe Parkway. I activated my emergency lights to affect the stop at Perimeter Center West and Mt. Vernon Road. The vehicle continued at a slow rate of speed until it stopped inside the parking lot of LA Fitness which is located at the intersection of Mt. Vernon Road and Perimeter Center West. As the vehicle was coming to a complete stop I observed the rear seat passenger hand the front seat passengers an unidentified item.

I made verbal contact with driver, Devon Beazer [REDACTED]. I advised him the reason for the stop and asked him why he was failing to maintain lane. I observed an active GPS in the front windshield, hence I asked him if he was trying to look at the GPS for directions and he indicated that was the reason he failed to maintain a single lane of travel. I requested he exit the vehicle. Upon him exiting the vehicle I asked him why it took so long for him to stop the vehicle and he indicated he was looking for a safe location to stop. I informed him I had observed the rear seat passenger hand something to the front seat passengers. He indicated he did not know of any items being passed from the rear seat passenger. Hence, based on these actions I asked Mr. Beazer consent to search his vehicle, and he verbally consented to me searching his vehicle. I did ask Mr. Beazer how he was acquainted with the passengers and he indicated the front seat passenger was his girlfriend and the rear seat passenger was a friend of his girlfriends.

I had the rear seat passenger exit the vehicle and as she opened her door I detected a faint odor of marijuana coming from the interior of the vehicle. I explained to her what was happening and had her stand by Mr. Beazer who was positioned at the front of my patrol vehicle. Lastly, I began to speak with the front seat passenger, Schroeder, Renee [REDACTED] while she was still sitting in the front passenger seat. I explained to her the current situation and I asked her how she knew the driver and she did not describe him as a boyfriend. She indicated he was a friend. I asked her why he described her as a girlfriend and she indicated he was a boyfriend. Mrs. Schroeder further explained she was currently separated from her husband. Prior to Mrs. Schroeder exiting the vehicle she asked if she could take her purse. I informed Mrs. Schroeder I wanted to look through her purse prior to her maintaining non-controlled possession of the purse. She indicated I could look through the purse, by handing it to me. I placed the purse on the trunk of the car and Mrs. Schroeder went and stood by with the other passengers. Prior to a thorough search of Mrs. Schroeder's purse she interrupted me by indicated she had her soon to be ex-husband's pills inside her purse. She retrieved the pills. They were contained in a pill bottle marked William Schroeder. This pill bottle was an older bottled and appeared to have been originally issued in October of 2010. Inside the bottle were 7 pills. These pills were marked on the front with a "V" and a 2530 on the back. I was able to identify these pills via drugs.com, which based on the mentioned pill markings I determined the pills to be Clonazepam. Clonazepam is a schedule four drug used to treat anxiety issues. The vehicle was searched by Officer Cheek and me and no additional contraband was located.

Upon asking Ms. Schroeder about the pills she indicated the following. When she was together with her husband she would keep them in her purse for him. I asked how long she had been separated from her husband and she stated they separated in March of 2013. I asked her when the last time she had seen her soon to be ex-husband and she indicated May of 2013. She stated she had seen him several times in the month of March but did not return the pills because she forgot. Mrs. Schroeder further stated she had not cleaner her purse since December of 2012. She did indicate she was prescribed Ativan, which is an anti-depressant, but had not taken the substance since December of 2012. I did attempt to contact her soon to be ex-husband via telephone with a number she provided. He did not answer the phone after multiple attempts of calling the provided number.

Mrs. Schroeder was taken into custody reference VGCAs-synthetic drugs. I handcuffed Mrs. Schroeder with her hands behind her back. The handcuffs were double locked and rechecked for comfort and fit. She was placed in the rear of my patrol vehicle for transport.

REPORTING OFFICER NARRATIVE

Dunwoody Police Department

OCA
13-005131

Victim
Society

Offense

DRUG-BARBITURATE-POSSESSION

Date / Time Reported
Fri 08/02/2013 21:38

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I released Mr. Beazer with a verbal warning. I transported Ms. Schroeder to DeKalb County Jail, and she was released to jail staff without further incident. I did secure warrants for Mrs. Schroeder's arrest through the DeKalb County Magistrate Court.

Incident Report Suspect List

Dunwoody Police Department

OCA: 13-005131

1	Name (Last, First, Middle) SCHROEDER, RENEE NICOLE						Also Known As				Home Address [REDACTED]	
	Business Address											
DOB.	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.		
10/23/1982	30	W	F	N	504	95	BLN	GRN	LGT	[REDACTED]		
Scars, Marks, Tattoos, or other distinguishing features												
Reported Suspect Detail		Suspect Age			Race	Sex	Eth	Height		Weight		SSN
Weapon, Type	Feature	Make		Model			Color		Caliber	Dir of Travel Mode of Travel		
VehYr/Make/Model			Drs	Style		Color		Lic/St			VIN	
Notes						Physical Char						

Incident Report Related Vehicle List

Dunwoody Police Department

OCA: 13-005131

1	VehYr/Make/Model 2000 HOND, Civic U.s. E		Style 4S	Color SIL	Lic/Lis APJ3341 GA 2013	Vin IHGEJ8642YL016742
	IBR Status None		Date 08/02/2013	Location 133 PERIMETER CENTER WEST/CROWN POINTE PKWY, DUNWOODY GA		
	Condition	Value \$5,000.00	Offense Code 18H	Jurisdiction Locally	State #	NIC #
	Name (Last, First, Middle) <i>* No name *</i>			Also Known As		Home Address
	Business Address					
DOB.	Age 0	Race	Sex	Hgt	Wgt	Scars, Marks, Tattoos, or other distinguishing features

Notes

Incident Report Related Property List*Dunwoody Police Department*

OCA: 13-005131

1	Property Description PILL BOTTLE CONTAINING 7 PILLS		Make CLONAZOPAM		Model		Caliber
	Color	Serial No.	Value \$100.00	Qty 7.000	Unit PI	Jurisdiction Locally	
	Status Evidence	Date 08/02/2013	NIC #	State #	Local #	OAN	
	Name (Last, First, Middle) JUVENILE			DOB	Age 0	Race	Sex

Notes

Case number: 13005131

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I released Mr. Beazer with a verbal warning. I transported Ms. Schroeder to DeKalb County Jail, and she was released to jail staff without further incident. I did secure warrants for Mrs. Schroeder's arrest through the DeKalb County Magistrate Court.

SCHROEDER, RENEE NICOLE

[REDACTED]

[REDACTED]

PHOTO ON FILE

Race: W Sex: F DOB: [REDACTED] OLN: [REDACTED]

SSN: [REDACTED] Height: 504 Weight: 95 Hair: BLN Eye: GRN

Home Phone: [REDACTED]

RMS ID: 73871

[ALERTS]

08/02/2013 DRUG USER

Alert Expires: No Expiration Date Set

Notes: Located clonazepam in her purse.

[ARRESTS]

08/02/2013 DRUG-BARBITURATE-POSSESSION, F

[INCIDENTS]

08/02/2013 21:38 {OFFENDER} DRUG-BARBITURATE-POSSESSION

133 PERIMETER CENTER WEST/CROWN POINTE PKWY, DUNWOODY

Case #:13005131 Case Status:CLEARED BY ARREST

GEORGIA INTERLOCAL RISK MANAGEMENT AGENCY
 COMBINED AUTOMOBILE, CRIME, LIABILITY AND PROPERTY COVERAGES
 MEMBER COVERAGE AGREEMENT

GENERAL COVERAGE DECLARATIONS

The GEORGIA INTERLOCAL RISK MANAGEMENT AGENCY (GIRMA) is a risk sharing arrangement among Georgia Municipal Governments. GIRMA exists by authority of Official Code of Georgia Annotated 36-85-1 et seq.

THIS DOCUMENT IS NOT AN INSURANCE CONTRACT and, in accordance with the Constitution of the State of Georgia and the Official Code of Georgia Annotated 36-85-20 shall not waive the sovereign immunity of the Member.

AGREEMENT NO: DU-5
NAMED MEMBER: City of Dunwoody
ADDRESS: 41 Perimeter Center East, Suite 250

 Dunwoody, GA 30346

In consideration of the Contribution set out in Declarations IV and in reliance upon the statements in the Application referred to in Declarations V and any supplementary information pertaining thereto, which shall be deemed incorporated herein, being representations which, if inaccurate, may render this Agreement null and void and relieve GIRMA from all liability, GIRMA agrees to provide coverages as follows:

I. COVERAGE AGREEMENT PERIOD

FROM: 05/01/2013 at 12:01 a.m. Local Time at Named Member's address shown above.
 TO: UNTIL EXPIRATION OR TERMINATION OF COVERAGE AGREEMENT BY EITHER PARTY

II. COVERAGE SUMMARY

		LIMITS OF LIABILITY
A. PROPERTY COVERAGE		PER OCCURRENCE LIMIT
1. Blanket Buildings and Personal Property		\$24,638,330
<i>NOTE: EXTENSIONS AND SUBLIMITS APPLY - SEE PROPERTY COVERAGE SECTION (p.17)</i>		
2. Automobile Physical Damage and Mobile Equipment		Per Schedule on file with GIRMA
B. CASUALTY COVERAGE		
1. Comprehensive General Liability and Comprehensive Law Enforcement Liability		
PER OCCURRENCE LIMIT	\$3,000,000	
PRODUCTS / COMPLETED OPERATIONS ANNUAL AGGREGATE LIMIT	\$15,000,000	
FAILURE TO SUPPLY UTILITIES ANNUAL AGGREGATE LIMIT	\$15,000,000	
2. Automobile Liability		
PER OCCURRENCE LIMIT	\$1,000,000	
UNINSURED MOTORISTS LIMIT	Rejected	
3. Errors and Omissions Liability		
PER WRONGFUL ACT LIMIT	\$1,000,000	
ANNUAL AGGREGATE LIMIT	\$15,000,000	
4. Employee Benefits Liability		
PER OCCURRENCE LIMIT	\$3,000,000	
ANNUAL AGGREGATE LIMIT	\$15,000,000	
C. CRIME COVERAGE		PER OCCURRENCE LIMIT
1. Blanket Bond		\$500,000
2. Depositors Forgery		\$500,000
3. Money and Securities (Loss Inside/Outside the Premises)		\$500,000

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III. DEDUCTIBLES

No Deductible applies to this Member's Coverage Agreement unless a deductible amount is shown to be applicable in the schedule below:

COVERAGE

A. PROPERTY COVERAGE

1. Buildings and Personal Property	\$1,000
2. Automobile Physical Damage	\$1,000
3. Equipment Breakdown	\$1,000

B. CASUALTY COVERAGE

1. Comprehensive General Liability	\$1,000
2. Law Enforcement Liability	\$10,000
3. Automobile Liability	\$1,000
4. Uninsured Motorists	\$10,000
5. Errors & Omissions Liability	\$1,000
6. Employee Benefits Liability	\$1,000

C. CRIME COVERAGE

\$1,000

As respects to any loss involving more than one coverage, the deductible charged shall be the largest deductible.

IV. CONTRIBUTION

As stated in the Contribution Worksheet

The contribution indicated in the worksheet is subject to review by Underwriters at each Anniversary for the forthcoming period of coverage, based on current Underwriting information.

V. APPLICATION DATED

As stated on the Application

VI. NAMED MEMBER

The entity indicated on Page 1 of this Coverage Agreement that has entered into this contract with GIRMA.

VII. MEMBER

It is agreed that the unqualified word "member" wherever used in this Coverage Agreement includes not only the Named Member but also:

- A. any person who is a member of the governing body of the Named Member while acting within the scope of his duties for or on behalf of the Named Member;
- B. any Member of the Authorities, Boards or Commissions appointed by the Named Member while acting within the scope of his duties as such, but only in respect to operations by or on behalf of the Named Member;
- C. any Director, Employee, Officer, Trustee or Volunteer, past or present, acting for and on behalf of the Named Member and under its direction and control or appointed by the Named Member while acting within the scope of their duties as such, and any person, organization, trustee or estate to whom the Named Member is obligated by virtue of written contract or agreement to provide coverage such as is offered by this Agreement but only in respect of operations by or on behalf of the Named Member;

No person or organization is covered with respect to the conduct of any partnership, joint authority, joint venture, multijurisdictional law enforcement or other organization or multijurisdictional penal institution that is not shown as a Named Member in the Declarations, except for the Named Member and its employees.

VIII. THIS COVERAGE AGREEMENT INCLUDES THESE ENDORSEMENTS AT INCEPTION DATE:

- Endorsement Uninsured Motorists Coverage
- Georgia Uninsured Motorists (UM) Coverage Election Form
- Contingent Revenue Interruption Endorsement
- ¹Restricted Limits of Liability Endorsement
- ¹Animal Mortality Endorsement

¹ These endorsements only apply if coverage selected

Official Report

**Division of Forensic Sciences
Georgia Bureau of Investigation
State of Georgia**

**Headquarters
DOFS Case #: 2013-1020141
Report Date: 10/01/2013**

George Herrin, Jr., Ph.D. *ASCLD/LAB-International*
Deputy Director * Accredited *

**Requested Service: Drug Identification**

Agency: Dunwoody Police Department
Agency Ref#: 13005131
Requested by: C. Gilbert

Case Individuals:

Subject: Renee Nicole Schroeder

Evidence:

On 09/04/2013, the laboratory received the following evidence from the Dunwoody Police Department via Lockbox.

2013-1020141-001 Sealed package containing one bottle of yellow tablets.

Examinations Performed:

Evidence Submission #001
Gas chromatography/Mass spectrometry
Logo Identification

Results and Conclusions:

Evidence Submission #001
Analysis confirms the presence of clonazepam in the sample tested, Schedule IV

Only those items discussed in the results above were analyzed for this report. The above represents the interpretations/opinions of the undersigned analyst. Evidence analyzed in this report will be returned to the submitting agency. Biological evidence (body fluids and tissues) and fire debris extracts will be destroyed after one year. This report may not be reproduced except in full without written permission of the laboratory.

Technical notes and data supporting the conclusions and findings in this report are maintained within the laboratory case records.

This case may contain evidence that must be preserved in accordance with O.C.G.A. § 17-5-56.

A handwritten signature in black ink, appearing to read "Patrick S. Chepaitis".

Patrick S. Chepaitis
Forensic Chemist

Related Agencies:

Stone Mountain Judicial Circuit
DeKalb Co. Solicitor's Office
DeKalb Co. District Attorney

End of Official Report